

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

TASER INTERNATIONAL, INC., <i>et al.</i> ,)	
)	
Plaintiffs,)	Case No.: 1:10-CV-03108-JEC
)	
v.)	[On removal from the State
)	Court of Fulton County,
MORGAN STANLEY & CO., INC., <i>et al.</i> ,)	Georgia Case No.:
)	2008-EV-004739-B]
Defendants.)	
)	

PLAINTIFFS' MOTION TO COMPEL REGARDING
THEIR SECOND REQUESTS FOR PRODUCTION
TO DEFENDANT ML PRO

At the same time that it is moving to dismiss based on an alleged lack of minimum contacts with Georgia, Defendant Merrill Lynch Professional Clearing Corporation ("ML Pro") is refusing to produce documents that reflect its actual contacts with this State. Accordingly, Plaintiffs move to compel the production of all documents responsive to Requests Nos. 3, 4, 5, 7, 8, 10, 12, 13, 14, 15, 19, 21, 22, 23 and 26 of their Second Requests for Production to ML Pro, which relate to this Court's personal jurisdiction over ML Pro. Fed. R. Civ. P. 37. The attached brief details the reasons the Court should enter such an Order and should award Plaintiffs the fees and expenses they incur in prosecuting this motion.

WHEREFORE, Plaintiffs respectfully request that the Court grant this Motion to Compel.

Respectfully submitted this 19th day of January, 2011.

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CERTIFICATE OF CONFERRAL

The undersigned hereby certifies that she conferred with counsel for Merrill Lynch Professional Clearing Corp., in a good faith effort to resolve the matters involved in Plaintiffs' Motion to Compel Regarding Their Second Requests for Production to Defendant ML Pro and that the effort to resolve those matters by agreement has failed.

This 19th day of January, 2011.

/s/ Elizabeth G. Eager
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CERTIFICATE OF COMPLIANCE

Pursuant to Local Rule 7.1D of the Local Rules for the District Court for the Northern District of Georgia, I hereby certify that the foregoing pleading has been prepared in Times New Roman, 14 point font, as permitted by Local Rule 5.1B.

This 19th day of January, 2011.

/s/ Elizabeth G. Eager
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CERTIFICATE OF SERVICE

I hereby certify that on this day, a true and correct copy of the foregoing **PLAINTIFFS' MOTION TO COMPEL REGARDING THEIR SECOND REQUESTS FOR PRODUCTION TO DEFENDANT ML PRO** was electronically filed with the Clerk of Court using the Court's electronic filing system which will automatically send an email notification of such filing to the following attorneys of record who are registered participants in the Court's electronic notice and filing system:

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Further, I hereby certify that on this day, I caused to be served a true and correct copy of the foregoing by United States mail on:

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This 19th day of January, 2011.

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